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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

DEMETRIC DI-AZ, OWEN DIAZ, and  
LAMAR PATTERSON,

Plaintiffs,

v.

TESLA, INC. dba TESLA MOTORS, INC.;  
CITISTAFF SOLUTIONS, INC.; WEST  
VALLEY STAFFING GROUP;  
CHARTWELL STAFFING SERVICES, INC.;  
and DOES 1-50, inclusive,

Defendants.

Case No. 3:17-cv-06748-WHO

**[PROPOSED] ORDER REGARDING  
PLAINTIFF'S MOTIONS *IN LIMINE*  
NOS. 1-6**

Date: May 11, 2020  
Time: 10:00 a.m.  
Courtroom: 2, 17th Floor  
Judge: Hon. William H. Orrick

Trial Date: June 8, 2020  
Complaint filed: October 16, 2017

**[PROPOSED] ORDER**

On May 11, 2020 at 10:00 a.m., Plaintiff Owen Diaz's ("Plaintiff") Motions *in Limine* were heard by the Hon. William H. Orrick via telephonic hearing. All parties were represented by counsel.

After consideration of the papers and evidence submitted, and of the oral arguments by the respective parties, the Court makes the following orders with respect to Plaintiff's Motions *in Limine* Nos. 1-6 as follows:

1. Plaintiff's Motion *in Limine* No. 1 to exclude lay opinion testimony that racial slurs are not offensive is hereby

\_\_\_\_\_ GRANTED

\_\_\_\_\_ DENIED

2. Plaintiff's Motion *in Limine* No. 2 to exclude the testimony of witness Ramon Martinez is hereby

\_\_\_\_\_ GRANTED

\_\_\_\_\_ DENIED

3. Plaintiff's Motion *in Limine* No. 3 to exclude a written statement of Ramon Martinez is hereby

\_\_\_\_\_ GRANTED

\_\_\_\_\_ DENIED

4. Plaintiff's Motion *in Limine* No. 4 to exclude testimony or evidence concerning the workplace relationship between Plaintiff and Rothaj Foster is hereby

\_\_\_\_\_ GRANTED

\_\_\_\_\_ DENIED

5. Plaintiff's Motion *in Limine* No. 5 to exclude testimony or evidence concerning Plaintiff's work performance is hereby

\_\_\_\_\_ GRANTED

\_\_\_\_\_ DENIED

6. Plaintiff's Motion *in Limine* No. 6 to exclude testimony or evidence concerning witness  
Demetric Di-az's criminal history is hereby

\_\_\_\_\_ GRANTED

\_\_\_\_\_ DENIED

IT IS SO ORDERED.

DATED: \_\_\_\_\_, 2020

\_\_\_\_\_  
Hon. William H. Orrick